

AMENDED  
**TEMPORARY**

NO. 62092

**T**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF  
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE  
PUBLIC WATERS OF THE STATE OF NEVADA  
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAY 03 1996

Returned to applicant for correction MAY 22 1996

Corrected application filed JUN 04 1996

Map filed MAY 05 1995 under 61206-T

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The applicant Ted R. Smitten Jr., hereby make application for permission to change the Existing place of use of water heretofore appropriated under Truckee-Carson Irrigation Districts No. 569 United States of America v. Orr Water Ditch Co. in Equity No. A.3 claim No. 3; United States of America v. Alpine Land Reservoir Co. D.C. No. D-183 BRT

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1. The source of water is Truckee River & Carson River
2. The amount of water to be changed 44.8 a/f
3. The water to be used for as decreed
4. The water heretofore permitted for as decreed
5. The water is to be diverted at the following point Lahontan Dam being within the SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 33, T19N., R26E., M.D.B.&M.
6. The existing permitted point of diversion is located within No Change
7. Proposed place of use SW SW (.70 ac.) Sec. 29, NW NW (8.9 ac.) NE NW (3.2 ac.) Sec. 32, T19N., R28E., M.D.B.&M. T.C.I.D. Serial #569 12.8 ac @3.5
8. Existing place of use SW SW (3.1 ac.) SE SW (.90 ac.) Sec. 29, NW NW (1.3 ac) NE NW (7.5 ac.) Sec. 32 T19N., R28E., M.D.B.&M. T.C.I.D. Serial #569 12.8 ac @3.5
9. Use will be from March 15, 1996 to November 15, 1996 of each year.
10. Use was permitted from March 15, 1996 to November 15, 1996 of each year.
11. Description of proposed works Dam, Canal & Ditches
12. Estimated cost of works complete
13. Estimated time required to construct works complete
14. Estimated time required to complete the application of water to beneficial use  
NA
15. Remarks: Stacking water right on transfer 49120 (protested) This application is supported by the map submitted in 1995 under 61206-T

By s/ Ted R. Smitten Jr.  
985 Sheckler Cut-Off  
Fallon, Nevada 89406

Compared cl/jk cl/cms

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place of use of a portion of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit does not authorize more than the decreed duty to be placed on the proposed place of use.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on November 15, 1996 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 44.8 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Application of water to beneficial use shall be filed on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

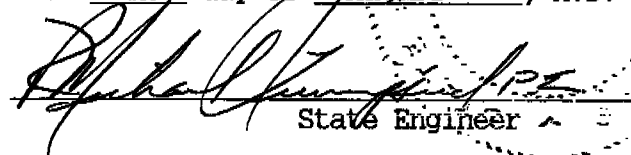
**TEMPORARY**

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 8th day of August, A.D. 1996

  
State Engineer

**EXPIRED**  
**DATE JUN 02 1997**